

EXHIBIT “1”

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Electronically filed February 9, 2007

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Direct Lenders

14 UNITED STATES DISTRICT COURT
15 DISTRICT OF NEVADA

16 —ooOoo—

17 THE LENDERS PROTECTION GROUP;
CHARLES B. ANDERSON TRUST;
18 RITA P. ANDERSON TRUST; BLATES
CO.; KEHL FAMILY MEMBERS;
19 MOJAVE CANYON, INC.,

Case Nos.: 2:07-CV-00072 RCJ GWF

**DECLARATION OF DONNA
CANGELOSI IN SUPPORT OF EX
PARTE MOTION FOR EXTENSION
OF TIME FOR APPELLANTS TO
FILE OPENING BRIEF (First
Request)**

20 Appellants,

21 v.

22 USA COMMERCIAL MORTGAGE CO.,
et al.

23 Appellees.
24 _____/

25
26 I, DONNA CANGELOSI, being first duly sworn, do depose and say under the penalty
27 of perjury:

28 ///

1 1. I am a member of the Lenders Protection Group (the "LPG") and a Direct
2 Lender in USA Commercial Mortgage Company.

3 2. On February 5 and 6, 2007, I was contacted by Mr. Scott Bice, Director of
4 the State of Nevada Mortgage Lending Division. A true and correct copy of my email
5 exchange with Mr. Bice is attached hereto as Exhibit A. Mr. Bice informed me that he
6 was considering "withholding" the license from Compass and inquired whether I, and other
7 direct lenders, would support that. *See Exhibit A.*

8 3. On February 9, 2007, Mr. Bice sent an email to fellow LPG member David
9 Ferguson and confirmed that the Commissioner has denied Compass' application to licensed
10 as a loan servicer in Nevada. A true and correct copy the email from Mr. Bice to Mr.
11 Ferguson, as forwarded to me, is attached hereto as Exhibit B.

12 I hereby swear under penalty of perjury that the assertions of this Declaration are
13 true.

14 DATED: February 9, 2007

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17 DONNA CANGELOSI
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On 2/6/07, Scott Bice <sbice@mld.nv.gov> wrote:

Donna:

I am late to a hearing – sorry how about tomorrow – I want to talk to you about USA and Compass. I am thinking of withholding the license and want to know if you as Lenders would support that with the Governor's office.

Scott

-----Original Message-----

From: Donna Cangelosi [mailto:dcangelosi@gmail.com]

Sent: Monday, February 05, 2007 4:39 PM

To: Scott Bice

Subject: Re: FW: I have heard nothing

Tomorrow after 12PM. 775 530-7079

On 2/5/07, Scott Bice <sbice@mld.nv.gov> wrote:

Donna:

I want to talk to you either today or tomorrow – what time

Message

Page 1 of 1

From: Robert Ulm [rwulm@tds.net]
Sent: Friday, February 09, 2007 11:39 AM
To: 'Donna Cangelosi'
Cc: darby@asmithlaw.com
Subject: FW: compass

-----Original Message-----

From: Scott Bice [mailto:sbice@mld.nv.gov]
Sent: Thursday, February 08, 2007 1:19 PM
To: Fergusandy@aol.com
Subject: RE: compass

David:

I took this job in 2003 – the current laws on the books were not written by me, but are inadequate in many ways. My intention is to NOT issue them a license – although I will probably be crucified for not issuing the license what else is new.

Scott